IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3200 of 1987

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

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NATVARLAL MANILAL BASTAWALA

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 3200 of 1987

MR PV HATHI for Petitioner No. 1

MR ARUN H MEHTA for Petitioner No. 2

..... for Petitioner No. 3-4

MR MANISH DAGLI, AGP, for Respondent No. 1-2

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 19/04/2002

ORAL JUDGEMENT

Mr Manish Dagli, learned AGP, appearing for the respondents i.e. the State of Gujarat, Revenue Department and Competent Authority & Additional

Collector, ULC, Surat seeks leave to place on record a photostat copy of the letter dated 12-4-2002 from the Competent Authority & Additional Collector, ULC, Surat stating that till 30th March, 1999, the petitioners' form under the ULC Act was not finalised and that, therefore, the question of Government taking over possession of the land in question till 30th March, 1999 did not arise.

2. In view of the provisions of the Urban Land (Ceiling & Regulation) Repeal Act, 1999, and in view of the fact that the possession of the land in question of the petitioners was not taken over by the State Government till the date of coming into force of the Repeal Act, it is obvious that the proceedings under the ULC Act have abated.

3. In view of the above, this petition is disposed of with a declaration that the proceedings under the ULC Act in respect of the land in question abated upon coming into force of the ULC Repeal Act, 1999.

4. The petition accordingly stands disposed of. Rule is discharged.

(M.S. Shah,J)

zgs/-